

OWYHEE COUNTY COMMISSIONERS MINUTES  
FEBRUARY 17, 2009  
OWYHEE COUNTY COURTHOUSE  
MURPHY, IDAHO

Present were Commissioner's Jerry Hoagland, Richard Freund, and George Hyer, Clerk Charlotte Sherburn, Treasurer Brenda Richards, Assessor Brett Endicott, Prosecuting Attorney Douglas Emery, and Jim Desmond.

Commissioner Hoagland called the meeting to order. Amendments to the agenda were asked for. The amendments included: an executive session, appointment to the Recreation Task Force, meeting on the Marsing Impact area, and a change order for Shurtleff Construction.

Commissioner Freund made a motion to set the agenda to include the amendments. Commissioner Hyer seconded the motion. Motion was unanimous.

Commissioner Hyer made a motion to approve the Board Minutes from February 9<sup>th</sup> as presented. Commissioner Freund seconded the motion. Motion was unanimous.

Commissioner Hyer moved for adoption of Resolution 09-04 (Declaration of County Boat as Surplus Property for Sale). Commissioner Freund seconded the motion. Motion was unanimous. Commissioner Freund requested two written appraisals be done on the boat.

Commissioner Freund moved for adoption of Resolution 09-05 (Matters of protected confidentiality or exempt from disclosure as a matter of law). The Resolution requires all elected officials, and employees to sign a Confidentiality Pledge that will be kept in each personnel file. Commissioner Hyer seconded the motion for adoption. Motion was unanimous.

Commissioner Freund made a motion to adopt Resolution 09-06 (Regular meetings of the Board to be held the second (2<sup>nd</sup>) Monday and the first (1<sup>st</sup>), third (3<sup>rd</sup>) and fourth (4<sup>th</sup>) Tuesdays of each month). Commissioner Hyer seconded the motion. Motion was unanimous. An Ordinance will be brought forth next week.

U. S Ecology representatives Kevin Trader, Chad Hyslop, Roy Eiguren, and Steven Romano came before the Board to discuss the proposed legislation that would take 35% of the 5% Owyhee County receives from the hazardous waste storage facility near GrandView. Commissioner Freund made a motion to prepare a letter stating it was not in the best interest of Owyhee County to support the proposed legislation. Commissioner Hyer seconded the motion. Motion was unanimous. Mr. Romano stated that they would be actively working on a solution for the road maintenance on Simco Road, but the proposed piece of legislation would not be brought forth during this session.

Commissioner Freund made a motion to approve a certificate of residency for Bailey Kershner for tuition assistance to College of Southern Idaho. Commissioner Hyer seconded the motion. Motion was unanimous.

Commissioner Hyer made a motion to approve the 2008 Owyhee County audit. Commissioner Freund seconded the motion. Motion was unanimous

Commissioner Hyer made a motion to recess as BOCC and convene as BOE. Commissioner Freund seconded the motion. Motion was unanimous.

Assessor Endicott presented the sub-roll for 2008 for the Board's review.

After reviewing the roll Commissioner Freund made a motion to adjourn as BOE and reconvene as BOCC. Commissioner Hyer seconded the motion. Motion was unanimous.

The Commissioners and Clerk conducted the quarterly jail inspection. All was in order.

Commissioner Freund made a motion to approve a lien on indigent and charity case no.09-06. Commissioner Hyer seconded the motion, with motion being unanimous. Prosecutor Emery was authorized to negotiate case #07-05.

Pursuant to Idaho Code 67-2345(f)(b) Commissioner Freund made a motion to go into executive session. Commissioner Hyer seconded the motion. Hoagland-aye, Freund-aye, Hyer-aye. No action was taken.

Commissioner Freund made a motion to approve payment of all outstanding bills, to be paid from the following funds. Commissioner Hyer seconded the motion. Motion was unanimous.

Current Expense	\$41,274
Road & Bridge	66,507
Probation	1,040
Health District	4,234
Historical Museum	476
Indigent & Charity	29,761
Revaluation	455
Solid Waste	13,366
Weed	85
911	1,002

Bill Earll and Kim Moon met with the Board to discuss the hauling of ore down the Silver City Road. Deep Rock Inc. has recently acquired Sinker Tunnel and will be hauling ore tailings to the mill in Melba. They will be hauling from June 2009 through June of 2010, requesting the road be left open during the winter months. Discussion was held on stockpiling the ore at the end of the asphalt on the Silver City Road. Mr. Earll stated he would get a proposal to the Board in the near future.

Fairboard members, Dennis Dines, Dave Rutan, Kelly Aberasturi, Tiffany Hipwell and Secretary Kelly Hahn met with the Board to discuss the Fair budget. Revenues will be short an estimated \$14,000 for the 2009 budget. Discussion was held on what they could expect from the county, and when funds would be available. The clerk explained their budget is funded with sales tax and property tax. Actual revenues will be sent to the secretary on a monthly basis. Mr. Emery suggested they put out to bid the set up, cleaning and tearing down of the Fair and Rodeo.

A meeting was held with members of the Shoshone-PaiuteTribe.

Commissioner Freund made a motion to appoint Gary Aman as the Chairman of the Recreation Task Force, a position he resigned after the Sheriff's election. Commissioner Hyer seconded the motion. Motion was unanimous.

Assessor Endicott brought a change order requested by Shurtleff Construction for remodel of the Marsing Annex building. The change order was for additional time in coordinating with the phone and electrical companies, as well as an overage on the electrical work. The total is \$2,083. Commissioner Freund made a motion to approve the request. Commissioner Hyer seconded the motion. Motion was unanimous.

Commissioner Hyer made a motion to recess until February 19<sup>th</sup> for a Wings and Roots meeting in Boise starting at 10:00 a.m., and a meeting in City of Marsing at 6:30 p.m. with the Marsing Impact Committee. Commissioner Freund seconded the motion. Motion was unanimous.

There being no further business at the conclusion of the meeting with the Marsing Impact Committee the Board moved for adjournment.

Dated this 23<sup>rd</sup> day of February 2009.

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Jerry Hoagland, Chairman

Attest: \_\_\_\_\_  
Charlotte Sherburn